



3721
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **Whitman**
Application No. **09/836,781**
Attorney Docket No. **3556-P03147US0**
Filed: **April 17, 2001**
For: **Electro-Mechanical Surgical Device**
Examiner: **Tran, Louis B.**
Group Art Unit: **3721**

CERTIFICATE OF MAILING UNDER 37 C.F.R § 1.8(a)

I hereby certify that this Correspondence is being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to Commissioner for Patents, Alexandria, VA 22313-1450

6/18/04
Date of Certificate

Robin L. Dolan
Robin L. Dolan

Commissioner for Patents
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97**

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith a Form PTO-1449 and a copy of the references listed thereon. This Information Disclosure Statement is being filed more than three months after the filing date of a RCE and after receipt of an Official Action on the merits. Applicants are resubmitting a Russian reference and a copy of an English translation. Accordingly, the fee required under 37 C.F.R. § 1.97(c) is enclosed. In the event the enclosed fee is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit account no. 04-1406.

Applicants respectfully request full and proper consideration of the listed information during examination of the application, and that the listed information be printed on any patent that issues therefrom.


Respectfully submitted,

06/24/2004 FFANAI2 00000057 09836781
01 FC:1806 180.00 0P

DANN, DORFMAN, HERRELL & SKILLMAN
A Professional Corporation
Attorneys for Applicant(s)

By Donald R. Piper, Jr.
Donald R. Piper, Jr.
PTO Registration No. 29,337

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Enclosures - Form PTO-1449
Copies of references listed on PTO - 1449

 <p>INFORMATION DISCLOSURE STATEMENT</p>	<i>Complete if known</i>
	Application Number: 09/836,781
	Filing Date: April 17, 2001
	First Named Inventor: Whitman
	Group Art Unit: 3721
	Examiner Name: Tran, Louis B.
SHEET 1 OF 1	Attorney Docket Number: 3556-P03147USO

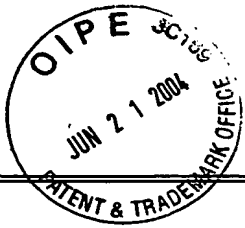
UNITED STATES PATENT DOCUMENTS				
EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-DD-YYYY	FIRST NAMED INVENTOR
		6308089	10/23/2001	von der Ruhr, et al.

FOREIGN PATENT DOCUMENTS					
EXAMINER'S INITIALS	CITE NO.	DOCUMENT NUMBER	COUNTRY OR REGION	DATE OF PUBLICATION MM-DD-YYYY	FIRST NAMED INVENTOR OR APPLICANT
		659146	RU	04/30/1979	(w/English translation)

OTHER PRIOR ART - NON-PATENT DOCUMENTS		
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published

EXAMINER'S SIGNATURE		DATE CONSIDERED	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.



FEE TRANSMITTAL	<i>Complete if known</i>
	Application Number: 09/836,781
	Filing Date: April 17, 2001
	First Named Inventor: Whitman
	Group Art Unit: 3721
	Examiner Name: Tran, Louis B.
Total Amt. of Payment: (1)+(2)+(3)= \$180	Attorney Docket Number: 3556-P03147US0

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)																																										
<p>1. The Commissioner is hereby authorized to:</p> <p><input type="checkbox"/> Charge indicated fees</p> <p><input checked="" type="checkbox"/> Charge additional fees</p> <p><input checked="" type="checkbox"/> Credit overpayments</p> <p>to the account of DANN, DORFMAN, HERRELL & SKILLMAN</p> <p>Deposit Account Number <u>04-1406</u></p> <p>2. Payment enclosed:</p> <p style="text-align: right;">Check in the amount of: <u>\$180</u></p>	<table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">ADDITIONAL FEES</th> <th style="text-align: right;">Fee Paid</th> </tr> <tr> <th style="text-align: left;">Fee Description</th> <th style="text-align: right;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>Surcharge-late filing fee or oath</td><td style="text-align: right;">_____</td></tr> <tr><td>Surcharge - late provisional filing fee or cover sheet</td><td style="text-align: right;">_____</td></tr> <tr><td>Extension for response within first month</td><td style="text-align: right;">_____</td></tr> <tr><td>Extension for response within second month</td><td style="text-align: right;">_____</td></tr> <tr><td>Extension for response within third month</td><td style="text-align: right;">_____</td></tr> <tr><td>Extension for response within fourth month</td><td style="text-align: right;">_____</td></tr> <tr><td>Notice of Appeal</td><td style="text-align: right;">_____</td></tr> <tr><td>Filing a brief in support of an appeal</td><td style="text-align: right;">_____</td></tr> <tr><td>Request for oral hearing</td><td style="text-align: right;">_____</td></tr> <tr><td>Petition to revive unavoidably abandoned application</td><td style="text-align: right;">_____</td></tr> <tr><td>Petition to revive unintentionally abandoned application</td><td style="text-align: right;">_____</td></tr> <tr><td>Issue fee</td><td style="text-align: right;">_____</td></tr> <tr><td>Petitions to the Commissioner</td><td style="text-align: right;">_____</td></tr> <tr><td>Petitions related to provisional applications</td><td style="text-align: right;">_____</td></tr> <tr><td>Submission of Information Disclosure Stmt.</td><td style="text-align: right;">180</td></tr> <tr><td>Recording each patent assignment per property</td><td style="text-align: right;">_____</td></tr> <tr><td>Other fee (specify) <u>Advance Order (10 copies)</u></td><td style="text-align: right;">_____</td></tr> <tr><td>Other fee (specify)</td><td style="text-align: right;">_____</td></tr> <tr> <td style="text-align: right;">SUBTOTAL (3)</td> <td style="text-align: right;">\$180</td> </tr> </tbody> </table>	ADDITIONAL FEES	Fee Paid	Fee Description	Fee Paid	Surcharge-late filing fee or oath	_____	Surcharge - late provisional filing fee or cover sheet	_____	Extension for response within first month	_____	Extension for response within second month	_____	Extension for response within third month	_____	Extension for response within fourth month	_____	Notice of Appeal	_____	Filing a brief in support of an appeal	_____	Request for oral hearing	_____	Petition to revive unavoidably abandoned application	_____	Petition to revive unintentionally abandoned application	_____	Issue fee	_____	Petitions to the Commissioner	_____	Petitions related to provisional applications	_____	Submission of Information Disclosure Stmt.	180	Recording each patent assignment per property	_____	Other fee (specify) <u>Advance Order (10 copies)</u>	_____	Other fee (specify)	_____	SUBTOTAL (3)	\$180
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Submitted By: _____
 Typed or
 Printed Name Donald R. Piper, Jr. Reg. Number 29,337
 Signature Date June 17, 2004 Deposit Account User ID 04-1406